

**FEBRUARY 5, 2007  
REGULAR COUNCIL MEETING  
PARMA CITY HALL COUNCIL CHAMBERS  
7:00 PM**

The Regular Council Meeting was called to order by President of Council Charles M. Germana, presiding.

COUNCIL MEMBERS PRESENT:

LARRY NAPOLI  
KENNETH A. RAMSER  
TOM REGAS  
SCOTT TUMA  
SEAN BRENNAN  
NICHOLAS CELEBREZZE  
BRIAN DAY  
MARY GALINAS

COUNCIL MEMBERS ABSENT:

ROY J. JECH

Mr. Mastroianni - Mr. Chairman, the Roll of Council has been called, and I find a quorum of Council Members present.

The following officials and department heads were also present: Mayor Dean DePiero, Auditor Dennis Kish, Law Director Timothy Dobeck, Treasurer Anthony Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, Recreation Commissioner Mickey Vittardi, Assistant Building Commissioner Don Graves, Communications Director Powell Caesar, Senior Citizen Director Jo Ann Mason, Public Housing Director Lev Kulchytsky, Community Development Director Erik Tollerup, Mayor's Administrative Assistant Meghann McCall, and Clerk of Council Tom Mastroianni.

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**INVOCATION**

The Invocation was given by Rev. Liz Krall from the Ridgewood United Methodist Church.

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**PLEDGE ALLEGIANCE TO THE AMERICAN FLAG**  
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**LEGISLATIVE COMMENT**

Mr. Germana – Asked if anyone in the public wished to comment on any piece of legislation up for passage this evening. No one came forward.

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**RESOLUTIONS**

RESOLUTION NO. 22-07                      2/5/07                      L-22-07

By: S. Brennan and the rest of Council  
A RESOLUTION HONORING DRIFTER SPORT & TRAVEL BAGS, INC. ON  
THEIR 30<sup>TH</sup> ANNIVERSARY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 22-07. Motion carried.

Mr. Tony Nguyen was on hand to accept the Resolution from Councilman Brennan and the Proclamation from the Mayor and various certificates. Mr. Nguyen graciously accepted them and thanked everyone.

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RESOLUTION NO. 23-07                      2/5/07                      L-23-07  
By: M. Galinas, S. Tuma and the rest of Council  
A RESOLUTION HONORING SERGEANT ROBERT TARRO ON HIS HEROIC  
LIFESAVING ACTIONS

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 23-07. Motion carried.

Councilman Galinas and Tuma presented the Resolution to Sgt. Tarro and the Mayor presented his Proclamation along with various certificates. Sgt. Tarro graciously accepted them and thanked everyone.

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RESOLUTION NO. 27-07                      2/5/07                      L-26-07  
By: T. Regas and the rest of Council  
A RESOLUTION HONORING VINCENT JEFFREY DORIN ON ATTAINING  
THE RANK OF EAGLE SCOUT

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 27-07. Motion carried.

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RESOLUTION NO. 38-07                      2/5/07                      L-37-07  
By: K. Ramser and the rest of Council  
A RESOLUTION HONORING JOSEPH AND MARLENE VARGO 2007 NOMINEES  
FOR "JOINED HEARTS IN GIVING"

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 38-07. Motion carried.

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RESOLUTION NO. 39-07                      2/5/07                      L-38-07  
By: R.J. Jech and the rest of Council  
A RESOLUTION HONORING AL AND ZORA CIMPERMAN 2007 NOMINEES  
FOR "JOINED HEARTS IN GIVING"

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 39-07. Motion carried.

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RESOLUTION NO. 40-07                      2/5/07                      L-39-07  
By: K. Ramser and the rest of Council  
A RESOLUTION HONORING BILL AND STEPHANIE HASSON 2007 NOMINEES  
FOR "JOINED HEARTS IN GIVING"

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 40-07. Motion carried.

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**DISPOSAL OF THE JOURNAL**

Mr. Germana – We have before us the Minutes of the Regular Council Meeting of January 2, 2007 and January 16, 2007. Are there any changes or additions? Seeing none; the Minutes shall stand approved as printed.

Mr. Germana – The September 5, 2006, and August 26, 2006, minutes which were passed have to be amended to delete the name and address of one of the variance applicants upon their request.

Motion made by Councilman Brennan, seconded by Councilman Tuma to grant this request.  
Motion carried.

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### **COMMUNICATIONS, PETITIONS, AND CLAIMS**

Communication received from David Gilbert from the Greater Cleveland Sports Commission asking for the support of the 2001 Special Olympic World Summer Games.

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Communication received from State Rep. Timothy DeGeeter regarding his comments on Resolution No. 425-06 “Local Governments Task Force Freezes”.

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Notice to Legislative Authority from the Ohio Division of Liquor Control for a Transfer of a C1, C2, and D6 liquor license from ASIK, Inc. dba Audrey’s Delicatessen, 6347 State Road & Basement, Parma, Ohio, 44134, to IPUJA dba Audrey’s Delicatessen at same address. Mailed 01/26/07. Responses must be postmarked no later than 2/26/07. Referred to Safety Director and Ward Council.

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Received the Annual Report to Council from the Offices of the City Law Director for the year ending December 31, 2006. The report is on file at the Council Office.

### **FIRST READING:**

#### **ORDINANCE NO. 24-07**

2/5/07

L-24-07

By: S.M. Tuma

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A THREE (3) YEAR CONTRACT WITH THE LOWEST AND BEST BIDDER FOR UNIFORM SERVICE, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance shall be referred to the Finance Committee.

#### **RESOLUTION NO. 35-07**

2/5/07

L-34-07

By: S. Brennan, N. Celebrezze, B. Day, M. Galinas, R.J. Jech,

L. Napoli, K.A. Ramser, T. Regas, S.M. Tuma

(By Request – Mayor)

A RESOLUTION DECLARING IT NECESSARY TO SUBMIT A TAX LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, AND OTHER EQUIPMENT USED DIRECTLY IN THE OPERATION OF THE POLICE DEPARTMENT, AND THE PAYMENT OF SALARIES OF PERMANENT POLICE PERSONNEL, INCLUDING THE PAYMENT OF THE POLICE OFFICER EMPLOYERS’ CONTRIBUTION REQUIRED UNDER SECTION 742.33 OF THE OHIO REVISED CODE, AND REQUESTING THE CUYAHOGA COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED

BY THAT LEVY, AND DECLARING AN EMERGENCY

Mr. Germana – Said Resolution shall be referred to the Finance Committee.

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**RESOLUTION NO. 36-07**                      2/5/07                      L-35-07

By: S. Brennan, N. Celebrezze, B. Day, M. Galinas, R.J. Jech,  
L. Napoli, K.A. Ramser, T. Regas, S.M. Tuma  
(By Request – Mayor)

A RESOLUTION SUBMITTING THE QUESTION OF AN ADDITIONAL TAX LEVY FOR THE PURPOSE OF PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, AND OTHER EQUIPMENT USED DIRECTLY IN THE OPERATION OF THE POLICE DEPARTMENT, AND THE PAYMENT OF SALARIES OF PERMANENT POLICE PERSONNEL, INCLUDING THE PAYMENT OF THE POLICE OFFICER EMPLOYERS' CONTRIBUTION REQUIRED UNDER SECTION 742.33 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

Mr. Germana- Said Resolution shall be referred to the Finance Committee.

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**ORDINANCE NO. 37-07**                      2/5/07                      L-36-07

By: S. Tuma, T. Regas  
(By Request – Recreation Director)

AN ORDINANCE TO AMEND SECTION 185-05(b) "FEES OF THE DIRECTOR OF PUBLIC SERVICE" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, RELATIVE TO FEES FOR THE RIDGEWOOD MUNICIPAL GOLF COURSE AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance shall be referred to the Finance Committee.

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**ORDINANCE NO. 43-07**                      2/5/07                      L-42-07

By: S. Tuma  
(By Request – Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH HCC INSURANCE COMPANY AND MT. VERNON INSURANCE COMPANY, THROUGH JACKSON, DIEKEN AND ASSOCIATES FOR MUNICIPAL EXCESS LIABILITY INSURANCE FOR THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance shall be referred to the Finance Committee.

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**ORDINANCE NO. 44-07**                      2/5/07                      L-43-07

By: S. Tuma  
(By Request – Law Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH HCC INSURANCE COMPANY AND THE CHUBB, THROUGH JACKSON, DIEKEN AND ASSOCIATES INSURANCE

FOR SPECIAL MULTI-PERIL INSURANCE INCLUDING CONTENTS AND  
BOILERS AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance shall be referred to the Finance Committee.

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**SECOND READING:**

**ORDINANCE NO. 398-06**

1/16/07

L-399-06

By: M. Galinas

(By Request – Safety Director)

AN ORDINANCE TO AMEND SECTION 1707.28 “EXTERIOR PROPERTY  
AREAS” AND SUBSECTION (e) OF SECTION 185.04 “FEES OF THE  
DIRECTOR OF PUBLIC SAFETY” OF THE CODIFIED ORDINANCES OF THE  
CITY OF PARMA AND DECLARING AN EMERGENCY

Motion made by Councilwoman Galinas, seconded by Councilman Day to amend  
Ordinance No. 398-06 from “398-06” to be Ordinance No. 26-07 and refer amended  
Ordinance No. 26-07 back to the Safety Committee. Motion carried.

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**ORDINANCE NO. 18-07**

1/16/07

L-19-07

BY: S.P. Brennan, N. Celebrezze, B. Day

AN ORDINANCE TO AMEND SUBSECTION (a) OF SECTION 351.18  
“OVERNIGHT PARKING DURING WINTER MONTHS” OF THE  
CODIFIED ORDINANCES OF THE CITY OF PARMA

Motion made by Councilwoman Galinas, seconded by Councilman Day to refer  
Ordinance No. 18-07 back to the Public Safety Committee. Motion carried.

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**SECOND READING SUSPENSION OF THE RULES:**

Mr. Germana - Shall the statutory provision and Rule 47 requiring the full and  
distinct reading of Ordinance No. 13-07 and Ordinance No. 17-07 on three different  
days be dispensed with?

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; motion carried..

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**RESOLUTION NO. 13-07**

1/16/07

L-15-07

By: S. P. Brennan, L. Napoli, B. Day, M. Galinas

(By Request – Mayor/Community Development Director)

A RESOLUTION REQUESTING THE CITY ADMINISTRATION TO CREATE TWO  
(2) NEW POSITIONS ON THE CITY’S DESIGN REVIEW BOARD, AND  
DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution 13-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan\*, Celebrezze, Day, Galinas.

No: None, Resolution No. 13-07 is adopted.

\*Councilman Brennan noted that the positions are uncompensated, voluntary positions.

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**ORDINANCE NO. 17-07**

1/16/07

L-18-07

By: L. Napoli, S. Brennan

(By Request – City Engineer)

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF DAVID AVENUE, GREEN VALLEY DRIVE, HOWARD STREET, ORCHARDVIEW ROAD, ROBERT STREET, AND HILLCREST LANE IN THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION OF SANITARY SEWERS, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Ordinance No. 17-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 17-07 is adopted.

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**THIRD READING:**

**ORDINANCE NO. 316-06**

9/18/06

L-320-06

By: L. Napoli

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR SANITARY SEWER IMPROVEMENTS FOR THE GREEN VALLEY ROAD, DAVID AVENUE, ORCHARDVIEW DRIVE, HOWARD STREET AND ROBERT DRIVE SANITARY SEWER PROJECT IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Brennan to amend Ordinance No. 316-06 by inserting in the blanks in Section 1 “DDD Enterprises, Inc.” and “\$963,899.00”. The Fund number in Section 3 shall be changed to be “477-477 Green Valley”. Further moved to hold this amended Ordinance on Third Reading until a Public Hearing is held. Motion carried.

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**RESOLUTION NO. 436-06**

12/18/06

L-438-06

By: B. Day, L. Napoli, K. Ramser, S. Tuma, S. Brennan, M. Galinas

(By Request – Community Development Director)

A RESOLUTION TO HAVE SNOW ROAD EXTENSION RENAMED TO “ROCKSIDE ROAD” IN THE CITY OF PARMA

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 436-06.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Resolution No. 436-06 is adopted.

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**ORDINANCE NO. 445-06**

1/02/07

L-447-06

By: R.J. Jech, M. Galinas

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE INSTALLATION AND WIRING OF A FIRE ALERTING SYSTEM FOR FIRE STATION #2, LOCATED AT 3311 SNOW ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Brennan to Table Ordinance No. 445-06. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Brennan to Table Ordinance No. 446-06, Ordinance No. 447-06, and Ordinance No. 448-06. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day to reconsider Ordinance No. 445-06, Ordinance No. 446-06, Ordinance No. 447-06, and Ordinance No. 448-06. Motion fails.

Ordinances No. 445-06, 446-06, 447-06 and 448-06 are Tabled.

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**ORDINANCE NO. 446-06**

1/02/07

L-448-06

By: R.J. Jech, M. Galinas

(By Request – Mayor and Safety Director)

(As Amended)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR THE TELE-COMMUNICATIONS WIRING FOR FIRE STATION NO. #2, LOCATED AT 3311 SNOW ROAD, AND DECLARING AN EMERGENCY

**ORDINANCE NO. 447-06**

1/02/07

L-449-06

By: S. Brennan, M. Galinas

(By Request – Mayor and Safety Director)

(As Amended)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR THE TELE-COMMUNICATIONS WIRING FOR FIRE STATION #1, AND DECLARING AN EMERGENCY

**ORDINANCE NO. 448-06**

1/02/07

L-450-06

By: S. Brennan, M. Galinas

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER

FOR THE INSTALLATION AND WIRING OF A FIRE ALERTING SYSTEM  
FOR FIRE STATION #1, LOCATED AT 5625 PEARL ROAD AND DECLARING  
AN EMERGENCY

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**SUSPENSION OF THE RULES:**

Mr. Germana - Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 25-07, Ordinance No. 28-07, Resolution No. 29-07, Ordinance No. 30-07, Resolution No. 31-07, Ordinance No. 33-07, Ordinance No. 34-07, Resolution No. 41-07, Ordinance No. 42-07 and Ordinance No. 45-07 on three different days be dispensed with?

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Motion carried.

Mr. Germana - Shall Rule 44 requiring reference to committee be dispensed with and Ordinance No. 25-07, Ordinance No. 28-07, Resolution No. 29-07, Ordinance No. 30-07, Resolution No. 31-07, Ordinance No. 33-07, Ordinance No. 34-07, Resolution No. 41-07, Ordinance No. 42-07 and Ordinance No. 45-07 be placed on final passage?

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Motion carried.

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**ORDINANCE NO. 25-07**

2/5/07

L-25-07

By: S.M. Tuma

AN ORDINANCE TO AMEND A PORTION OF SECTION 1 OF ORDINANCE NO.  
116-06 RELATIVE TO THE AMOUNT FOR A MEMORANDUM OF UNDER-  
STANDING WITH THE CUYAHOGA SOIL AND WATER CONSERVATION  
DISTRICT AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Ordinance No. 25-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None; Ordinance No. 25-07 is adopted.

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**ORDINANCE NO. 28-07**

2/5/07

L-27-07

By: S.M. Tuma

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2007 TEMPORARY APPROPRIATIONS  
OF THE CITY OF PARMA, OHIO, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to amend Ordinance No. 28-07 by adding an additional \$4,000 budgetary adjustment Line Item 422-422-61000-00000 per the Auditor. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day to adopt amended Ordinance No. 28-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Amended Ordinance No. 28-07 is adopted.

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**RESOLUTION NO. 29-07**

2/5/07

L-28-07

By: S.M. Tuma  
(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST CERTIFICATION  
OF REQUISITIONS AS DETAILED IN EXHBIT "A" AND DECLARING AN  
EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt  
Resolution No. 29-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Resolution No. 29-07 is adopted..

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**ORDINANCE NO. 30-07**

2/5/07

L-29-07

By: S. Brennan, M. Galinas  
(By Request – Purchasing and Personnel Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF  
PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH GORTZ AND  
ASSOCIATES FOR THE DEVELOPMENT OF PERSONNEL POLICIES AND  
PROCEDURES FOR THE CITY OF PARMA AND AN EMPLOYEE HANDBOOK  
AND TRAINING THEREON, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt  
Ordinance No. 30-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Ordinance No. 30-07 is adopted.

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**RESOLUTION NO. 31-07**

2/5/07

L-30-07

By: M. Galinas, K. Ramser, S.P. Brennan, T. Regas, L. Napoli, N. Celebrezze,  
S. Tuma, B. Day  
(By Request – City Engineer)

A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT FIVE (5)  
APPLICATIONS WITH THE OHIO DEPARTMENT OF TRANSPORTATION  
FOR GRANT FUNDING FOR SAFE ROUTES TO SCHOOL (SRTS), AND  
DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt  
Resolution No. 31-07.

Mayor – This is a new source of funding through the Department of Transportation.  
We are going to submit five applications for funding to improve sidewalks and right of  
ways near schools in order to make it safer for children to travel, walk to school. We  
picked five areas and unfortunately I don't have the five areas in my head, but I did  
see the areas this morning. I know one is Manhattan. I guess you have to look on the  
Ordinance: Manhattan, Bavaria Road, Bremen Road, York Road, West Sprague Road,  
and the development of a "safe route to school" plan. It is 100% funding from the  
Federal Highway Administration. I request that this be passed.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas\*.

No: None. Resolution No. 31-07 is adopted.

\*Galinas – Wanted to compliment the Administration because this is really needed, for us to take a look at monies available to make our City a better place. The area on Manhattan will very likely excite the area residents. She is very happy about this.

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**ORDINANCE NO. 33-07**

2/5/07

L-32-07

By: T. Regas

(By Request – Mayor and Recreation Director)

AN ORDINANCE TO REPEAL IN ITS ENTIRETY SECTION 161.02 “ADVISORY BOARD TO COMMISSIONER” AND SECTION 161.03 “PARK ADVISORY COMMITTEE” OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Ordinance No. 33-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Ordinance No. 33-07 is adopted.

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**ORDINANCE NO. 34-07**

2/5/07

L-33-07

By: S. Tuma

(By Request – Purchasing and Personnel Director and Recreation Director)

AN ORDINANCE TO AMEND A PORTION OF ORDINANCE NO. 348-04 AND ORDINANCE NO. 423-06 SO AS TO AMEND THE POSITION OF CHIEF ASSISTANT RINK MANAGER TO FULL-TIME AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day to refer Ordinance No. 34-07 to the Finance Committee. Motion carried.

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**RESOLUTION NO. 41-07**

2/5/07

L-40-07

BY: M. Galinas, L. Napoli, K. Ramser, T. Regas, S. Tuma, S. Brennan, N. Celebrezze, B. Day

A RESOLUTION AUTHORIZING THE AUDITOR TO ACCEPT THE DONATION OF CURRENT SICK LEAVE ACCUMULATION INTO THE SICK LEAVE ACCOUNT OF PATROLMAN JOHN ROBERTSON IN ORDER TO CONTINUE HIS PAYROLL WHILE HE IS RECUPERATING, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Resolution No. 41-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Resolution No. 41-07 is adopted.

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**ORDINANCE NO. 42-07**

2/5/07

L-41-07

By: K. Ramser, L. Napoli, T. Regas, S. Tuma, S. Brennan, B. Day, M. Galinas

(By Request – Director of Public Service)

AN ORDINANCE AUTHORIZING AN AGREEMENT BETWEEN THE

CUYAHOGA COUNTY ENGINEER'S OFFICE AND THE CITY OF  
PARMA FOR THE RECONSTRUCTION AND WIDENING OF SPRAGUE  
ROAD (CR-67) FROM WEST 130<sup>TH</sup> STREET TO YORK ROAD IN  
THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Administration commented that this will be a 3 lane road (one lane each way with a center turning lane) and that the job will not be started until approximately 2009-2010. There are four communities involved with this widening.

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Ordinance No. 42-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Ordinance No. 42-07 is adopted.

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**ORDINANCE NO. 45-07**                      2/5/07                      L-44-07

By: T. Regas, L. Napoli, K. Ramser, S. Brennan, N. Celebrezze, B. Day, M. Galinas,  
S. Tuma

AN ORDINANCE TO ENTER INTO A SETTLEMENT AGREEMENT  
BETWEEN THE CITY OF PARMA AND DAVID NIGRO, AND DECLARING  
AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day to adopt Ordinance No. 45-07.

Yes: Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze, Day, Galinas.

No: None. Ordinance No. 45-07 is adopted.

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**TABLED LEGISLATION:**

Motion made by Councilman Day, seconded by Councilman Brennan to Table Ordinance No. 18-03, Ordinance No. 25-03, Ordinance No. 108-03 Ordinance No. 31-04, and Resolution No. 200-04. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day to reconsider Ordinance No. 18-03, Ordinance No. 25-03, Ordinance No. 108-03 Ordinance No. 31-04, and Resolution No. 200-04. Motion fails. All the Legislation is tabled.

**ORDINANCE NO. 18-03** - ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO JOIN THE SOUTHWEST SUBURBAN AIRPORT COUNCIL OF GOVERNMENTS

**ORDINANCE NO. 25-03** – ORDINANCE DIRECTING MIS MANAGER TO CONDUCT DISASTER RECOVERY PLAN TESTING ON A QUARTERLY BASIS PER AUDITOR POLICY 98-3

**ORDINANCE NO. 108-03** – ORDINANCE TO ESTABLISH MINIMUM QUALIFICATIONS FOR ALL APPOINTED POSITIONS BY THE ADMINISTRATION

**ORDINANCE NO. 31-04** – ORDINANCE TO AMEND SECTION 173.33 “ADDITIONAL EMPLOYMENT BENEFITS”

**RESOLUTION NO. 200-04 – RESOLUTION URGING THE OHIO GENERAL ASSEMBLY TO REVISE THE PUBLIC RECORDS ACT**

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**PUBLIC COMMENT**

Dolores Hazel – 6601 W. Ridgewood Drive – Commented on Ordinance No. 398-06 which has become Ordinance No. 26-07. This concerns exterior property areas and the placement of collection containers. She believes Parma should do its part in recycling efforts. Based upon 2005 reports, recycling has risen from 18% to 24% due to resident participation. She urged more recycling efforts and explained the great efforts of the Ridgewood United Methodist Church who are using the money made for recycling newspapers to educate their youth.

Martin Drabek – 7696 Cecilia Drive – Wanted to know who is paying for the survey call regarding the Police Levy.

Gloria Homilak – 6515 Old York Road, Parma Heights – She is a member of the Ridgewood United Methodist Church. She stated that the participation in the community helps the City get grants. The money keeps the kids off the street by supporting youth programs and helps support a shuttle bus and the Parma Hunger Center. It does a lot of good but she hopes Council thinks a little more before passing it. She stated that the Parma Police Department, especially Capt. Kline and DeSimone have been fantastic in regards to the vandalism of the boxes. Representative from the container company has never had any legislation on the boxes. These boxes are throughout the entire USA and Canada. She objects to the fee to be charged to nonprofit entities.

Andy Seger – 7501 Dogwood – He is cognizant of the safety issues and the church is on Ridge Road and it is hard to disguise the containers. This is a fundraiser for their youth ministry. They don't do bingo, etc. and hopes you would be sensitive as to their location and it is a limited outreach community project.

Cody Matusik – 6296 Alderwood Rd, Parma Hts. - He is planning on volunteer work for the summer. He has an interest in college pro painters. He will be training and starting his own franchise when his classes end. He wants to paint a home in the City. He wants to use City equipment.

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**MISCELLEANOUS**

Mayor DePiero – Thanked Council for passage of Resolution for Sgt. Tarro and the members of Ridgewood United Methodist Church for their attendance. He wants to be sensitive to the residents and community and a healthy balance must be met regarding the collection boxes. He congratulated Auditor Kish for the nice report (CAFR) which earned them an award. Thanked Recreation Director for the new Recreation programs for 2007. He discussed the Police Levy to be on the ballot in

May. They have made and met the commitments to fix the Police Department problems. The State of the City is scheduled for February 21<sup>st</sup> at Parmatown. Ministerial Breakfast is February 28<sup>th</sup> and Council is invited.

Safety Director Baeppler – Thanked Council for passing Resolution No. 21-07.

Service Director Higgins – Thanked the church group for coming forward to express their concerns. He is concerned about recycling matters. He is looking forward to working with Cody this summer.

Councilman Napoli – He commended Mrs. Hazel on her constructive criticism and how she so great for West Creek Preserve.

Councilman Ramser – Concurred with colleague about the recycle bins and they will try to address it properly.

Councilman Regas – Congratulated Sgt. Tarro. He is all for more police in the neighborhoods. He supports the Levy and the wisdom of the voters.

Councilman Tuma – Thanked the Mayor for his kind words and words of encouragement about City Council. It is a mutual experience. He thanked Chief Hoffman, Safety Director Baeppler, and Det. Compton for their help at his Safety meeting for his residents. Thanked the residents who turned out. Thanked the folks who come from the church for their rational discussion. He questioned about enforcement for sidewalk cleaning in business districts. He sees a need for enforcement.

Councilman Brennan - He stated that the Police Levy needs to be passed and he can't wait to promote it within the City. He spoke about the graffiti being spread throughout the City on buildings and the apprehension of a youth. Thanked Cody for coming up to microphone. He ate dinner with him and is looking forward to having a home painted in the City. He is interested to get the fee taken out of the ordinance regarding recyclable materials. He is also concerned about the amount of boxes they are talking about. He wanted to thank the City Engineer for sending down the "Safe Routes to School" funding information/legislation. Ordinance 30-07 is to give employees and directors guidelines on behavior at the work place.

Councilman Celebrezze – Commended the Mayor for putting the Police Levy on the Ballot. More Police on our streets is a concern for our residents. This is a step in the right direction. He commended the Police Department for their actions, on or off duty, as we witnessed with the Sgt. getting his award for his off duty actions. Thanked Chuck for helping him with a disgruntled resident.

Councilman Day – He announced his ward safety meeting at John Muir on Wednesday at 7 PM. He attended Councilman Tuma's a few weeks ago and he was very impressed. He stated that any attendees will know why we are standing so united for the Police Levy. He stated that Councilman Jech has his meeting on Thursday at Parma High School. He wanted to thank J. Kevin Kelley about quick action he made when there was racial slur graffiti on the building and he pulled strings so that it was gone by the next school day.

Councilwoman Galinas – Residents want to see more police out on the streets and they are so limited now. Her Safety Meeting was in early December and she had like 150 residents there and they want to see the police, but the police are so taxed that they are going from one situation to another. It's a luxury to have the police patrol down the streets. It is almost impossible with the numbers we have. The levy is absolutely needed. She congratulated Sgt. Tarro who she watched grow up since his first days on the force. She suggested merging the meetings to save some time for the police. The legislation for the contribution boxes is a good thing and needs work and she looks forward to discussing it in committee.

Council President Germana – He stated that there was a time you couldn't get an elected official that would be behind a police or fire levy. Now, in an election year you have all elected officials willing to put their names on the dotted line and do what is right for the City. The Mayor shows leadership and it is better and better. No one wants to talk about taxes but from his heart, everyone should be commended for doing the right thing. There is an Eagle Scout/Boy Scout Dinner later in the month. He is donating the money from his Father's funeral to sponsor the dinners for some boys. He has tickets for the thirty people. Regarding the poll, you cannot use City money for this. They got money, businesses, city wide elected officials put in \$1000; City Council donated \$500 each. So there is a committee, Citizens for a Safer Parma, that reports to the Board of Elections. It is a nonpartisan public issue. They can take corporate donations. Reminded everyone that they will be having Budget Hearings.

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### **REPORT ON ABSENT MEMBER**

Motion made by Councilman Tuma, seconded by Councilman Day to excuse Councilman Jech. Motion carried.

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### **ADJOURNMENT**

Motion made by Councilman Day, seconded by Councilwoman Galinas to adjourn said Council Meeting at 8:10 PM. Motion carried.

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### **C E R T I F I C A T I O N**

I, Tom Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify this true and correct copy of the Minutes of the Regular Council Meeting held on Monday, February 5, 2007.

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TOM MASTROIANNI  
CLERK OF COUNCIL

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CHARLES M. GERMANA  
PRESIDENT OF COUNCIL

Minutes completed on 2/26/07 lly

